## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

RYSTA LEONA SUSMAN, both	)
individually and as Legal Guardian of	
SHANE ALLEN LOVELAND, et al.,	)
Plaintiffs,	)
riamums,	) Case No. 8:18-cy-00127
V.	)
THE GOODYEAR TIRE & RUBBER	)
COMPANY,	)
	)
Defendant.	)

## THE GOODYEAR TIRE & RUBBER COMPANY'S UNOPPOSED MOTION TO MODIFY THE COURT'S INITIAL PROGRESSION ORDER

The Goodyear Tire & Rubber Company ("Goodyear"), by and through its counsel, for its Unopposed Motion to Modify the Court's Initial Progression Order, respectfully states as follows:

- 1. This lawsuit arises from an automobile accident that occurred on May 1, 2015 outside of Shelton Nebraska.
- 2. That day, Larry R. Blair was driving a 2003 Chevrolet Silverado owned by his employer, Dandee Construction, when the vehicle was involved in an accident that allegedly resulted from the failure of a Goodyear tire on the vehicle.
- 3. Jacob B. Summers and Shane A. Loveland, Mr. Blair's passengers that day, were injured in this accident.
- 4. Mr. Loveland's mother and guardian, Rysta Leona Susman, together with Mr. Summers, filed the instant case against Goodyear.
- 5. Not long after this case was transferred from the United States District Court for the Eastern District of Pennsylvania (after having been removed from the Court of Common Pleas), this Court entered its Initial Progression Order. (ECF No. 56.)

6. In this Order, the Court set August 8, 2018, as the deadline to add additional

parties to this litigation.

7. Goodyear respectfully requests that the Court extend this deadline by 60 days to

allow it additional time to complete its investigation into whether third party claims against Mr.

Blair, the vehicle's driver, or Dandee Construction, Mr. Blair's employer and owner of the truck,

are appropriate.

8. Goodyear is in the process of subpoening Mr. Blair's medical records, Mr.

Blair's employment records, and other records related to Dandee Construction's care,

monitoring, repair, and maintenance to the Silverado and its tires, and will be in a position to

decide whether to seek to add additional defendants in the next 60 days.

9. Goodyear has conferred with Plaintiffs' counsel and has been authorized to

designate this Motion as unopposed.

WHEREFORE, Goodyear respectfully requests that the Court extend the deadline to

add additional parties 60 days from the currently-set deadline of August 8, 2018, and for such

other and further relief as the Court deems just and appropriate under the circumstances.

THE GOODYEAR TIRE & RUBBER

COMPANY, Defendant

By: /s/Jennifer D. Tricker

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Attorneys for The Goodyear Tire & Rubber Company

## CERTIFICATE OF SERVICE

I hereby certify that on August 6, 2018, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send notification of such filing to the following:

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